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Of Attorneys for DariTech

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

PORLTAND DIVISION

DARITECH, INC., a Washington corporation,

Plaintiff,

vs.

ANDY WARD, an individual

Defendant.

Civil No.: 3:11-CV-00570 BR

**LIMITED JUDGMENT FOR PERMANENT INJUNCTION**

Based on the stipulation of Plaintiff DariTech, Inc. and Defendant Andy Ward,

IT IS HEREBY ADJUDGED that DariTech, Inc. ("DariTech") shall have a Limited Judgment for Permanent Injunction against Defendant Ward ("Ward") as follows:

Until September 25, 2012, Ward shall not, within the states of Oregon and Washington, directly or indirectly compete in any manner against DariTech, nor shall he assist any person or entity in competing against Daritech.

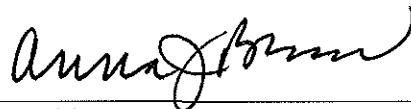
Further, until September 25, 2012, Ward shall not, regardless of his location, solicit, sell, or contact, with a view toward selling any product or service sold by DariTech, any person, firm, corporation, customer, or other entity located in the states of Oregon, Washington or Montana from whom he solicited any order from or to whom he sold any product or services as an employee of DariTech, or with whom he

otherwise dealt with on behalf of the DariTech. Provided, however, that within the State of Montana this limitation is narrowed to prohibit Ward from soliciting or performing any work/services for any of the Hutterite Colonies listed on the attached Exhibit 1 (the "No Contact List"), related to manure-related products or services. The Montana restrictions do not apply to Ward's work for Standley & Company that relate to dairy-related products and services only, nor does it prohibit Standley & Company from soliciting customers on the No Contact List, provided that such solicitations do not include, relate to, or involve Ward or involve use of DariTech proprietary information or trade secrets provided by Ward. Should Ward receive an unsolicited contact regarding manure-related products or services from a person or entity within the No Contact List, Ward shall refer that person/entity to Kurt Standley and provide his contact information.

Ward represents that he does not possess and shall be prohibited from using or disclosing the following DariTech confidential and proprietary documents and information: business plans; sales and marketing strategies; accounting, financial, cost and pricing information; product specifications; customer equipment specifications, requests for proposal and bids; personnel information; and/or trade secret information as defined by ORS 646.461.

The U.S. District Court of Oregon, Portland Division, shall retain jurisdiction over any action to enforce the terms of this Permanent Injunction

IT IS SO ORDERED this 23<sup>rd</sup> day of June, 2011.



Honorable Ann Brown  
US District Court, Oregon

IT IS SO STIPULATED:

*/s/ John M. Kreutzer*

John M. Kreutzer, OSB # 973069  
Smith Freed & Eberhard P.C.  
Of Attorneys for Plaintiff DariTech

*/s/ Bruno Jagelski*

Bruno Jagelski, OSB # 903049  
Yturri Rose LLP  
Of Attorneys for Defendant Ward

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## NO CONTACT LIST

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The following Hutterite Colonies:

Big Sky	Martinsdale
Big Stone	Midway
Birch Creek	Milford
Camrose	Miller
Cascade	Mountain View
Deerfield	New Miami
Duncan Ranch	New Rockport
Eagle Creek	Pleasant valley
Elk Creek	Pondera
East End	Rimrock
Fairhaven	Riverview
Glacier	Rockport
Glendale	Sage Creek
Golden Valley	Seville
Hartland	Spring Creek
Hidden Lake	Springdale
Hillcrest	Springwater
Hilldale	Sunny Brook
Hillside	Surprise Creek
Horizon	Twin Hills
Kings Ranch	Zenith
Kingsbury	